

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA,	:	CASE NO. 3:17-CR-71-WHR
	:	
Plaintiff,	:	UNITED STATES' RESPONSE TO
	:	SECOND <i>PRO SE</i> MOTION FOR NEW
v.	:	TRIAL
	:	
LAITH WALEED ALEBBINI,	:	
	:	
Defendant.	:	
	:	

The defendant has filed another *pro se* motion for a new trial. (R. 86.) The United States thereafter contacted the defendant's counsel to inquire whether he "adopts" the motion. Counsel indicated he is *not* adopting the motion. As a result, the United States has not provided a "formal," substantive response to the *pro se* motion for a new trial, or addressed the timeliness of the motion, and only submits this brief response to make clear for the record that it does not, by the lack of a more formal, substantive response, concur with or acquiesce to the claims made by the defendant in his *pro se* motion, or its timeliness.

Because the defendant is a represented party, and consistent with the prior practice in this case, the defendant's *pro se* motion should be denied, or alternatively, dismissed or stricken.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that this pleading was filed with this Court on this 15th day of May 2019, a process that automatically provides an electronic copy to all counsel of record.

s/Vipal J. Patel
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